

COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

10.

OA 1101/2018

Ex Hav (Hony Nb Sub) Ganga Sagar Dubey Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. JP Sharma, Advocate
For Respondents : Mr. SR Swain, Advocate
Maj. A.R. Subramanian, OIC, Legal cell

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT. GEN C.P. MOHANTY, MEMBER (A)

ORDER
11.01.2024

The prayers made in the present OA 1101/2018 are to the effect:-

*“(a) to quash and set aside impugned order dated 03.05.2018 as Annexure A-1 Impugned Order.
(b) Direct to the respondents to grant the Service Pension in the rank of Naib Subedar to the applicant with effect from 01.01.2006 as per the GoI, MoD letter No 1(8)/2008-D(Pen/Policy) dated 12.06.2009 and order dated 08.02.2010 passed by the Hon'ble AFT Chandigarh Bench in OA 42 of 2010 titled as Virender Singh & others Vs UOI & Ors and Civil Appeal No 4677 of 2014 titled Union of India & Others Vs Subhash Chander Soni, decided by Hon'ble Supreme Court on 20.05.2015 alongwith interest @10% p.a. till the payment be made, for which the applicant deserves.
(c) issue such further appropriate order/direction as this Hon'ble Tribunal may be deem fit and proper in the facts and circumstances of the case.”*

In view of the pendency of the issue before the Larger Bench in OA 589/2019, the Registry is directed to re-notify the matter after disposal of the said issue by the Larger Bench.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(LT. GEN C.P. MOHANTY)
MEMBER (A)

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